



THE CITY OF SAN DIEGO

**CITIZENS' REVIEW BOARD ON POLICE PRACTICES**

Meeting Minutes

Tuesday, September 25, 2012  
**Valencia Park/Malcolm X Branch Library**  
Community Room  
5148 Market Street  
San Diego, CA 92114

**Members Present:**

David Brown	Jason Kaplan	Alexis Torrey
Benetta Buell-Wilson	Yuki Marsden, 1st Vice Chair	Nancy Vaughn
Jim Herrera	Ken Martone	Anthony Wagner
Godwin Higa	Lucy Pearson	Martin Workman
Jim Hurl	Barbara Penn	William Yee
James Kaese, Chair	Pauline Theodore	

**Members Excused:**

Sandra Arkin	Harry Bonnell	Robin Kaufman
William Beck	Joe Craver	Lisa Sorce

**Staff Present:**

Danell Scarborough, Executive Director, CRB  
Karen Li, Deputy City Attorney, City Attorney's Office  
David Ramirez, Executive Assistant Chief, San Diego Police Department  
Jorge Duran, Lieutenant, Internal Affairs, San Diego Police Department  
Bernie Colon, Lieutenant, Internal Affairs, San Diego Police Department  
Tim Saelens, Lieutenant, Internal Affairs, San Diego Police Department  
Richard Metz, Detective, Internal Affairs, San Diego Police Department  
Denise Sandoval, Executive Secretary, Administration Department/CRB

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- I. **PURPOSE OF THE CITIZENS' REVIEW BOARD ON POLICE PRACTICES**
- II. **MINUTES APPROVAL:** CRB Open Meeting Minutes of September 25, 2012  
Minutes approved unanimously (16-0)
- III. **NON-AGENDA PUBLIC COMMENT** (speakers slip required)
  - Sharon Bair
  - David Beck-Brown

#### IV. RECOGNITION AND APPRECIATION OF SERVICE

David Brown for 5 years of service to the CRB

#### V. BOARD MEMBER ANNOUNCEMENTS/COMMENTS

A. Training Reports – Introduction of Prospective Members, briefing on ride-along

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- **Pamela White** -San Diego City Schools Special Education Teacher. Eastern Division Ride-along
- **Ernestine Smith** – Retired San Diego City School Nurse. Central Division Ride-along
- **Larry Barrick** –Retired Crime Interventionist and Retired Navy-Marines. Northern Division Ride-along
- **Dennis Vincent**-Retired Human Resources/Labor Relations Employee and Retired Marine. Mid-City Red-along
- **Amari Garcia** – Bio-Tech Compliance Officer. Northeastern ride-along
- **Douglas Case** – San Diego State Student Affairs / Active in the LGBT Community and President of San Diego Democrats for Equality. Eastern Division ride-along.
- **Angela Busby** – Former Court Clerk in Riverside County. Ride along, division not mentioned.
- **Ruben Garcia** – Director of the Office of the United States Small Business Administration for San Diego & Imperial Counties. Vietnam Veteran. Graduate of Military Academy. Central ride-along.

B. NACOLE Conference Update – Danell Scarborough noted that there is a reservation that is available to share between board members.

#### VI. COMMITTEE REPORTS (DISCUSSION/ACTION)

A. **Policy Committee** – Benetta Buell-Wilson, The Policy Committee met on the 18<sup>th</sup> of September.

**The Policy Committee recommends/motions:** That the Police Department extend the amount for time that they currently save the videos of the Sally Port for a period of 6 months, as well as, extend the area of the Sally Port that is recorded to include the full Sally Port area is being recorded.

Motion 2nd

Vote: Motion Passes (13-0)

**The Policy Committee recommends/motions:** That the San Diego Police Department update their current policy to allow people to show proof of insurance via smart phone application.

Motion 2nd

Vote: Motion Passes (11-2)

The Police Department was for their thoughts on the issue. Internal Affairs Lt. Saelens responded that the law would come into effect on Jan. 1<sup>st</sup> 2013 and that is when it will change and be enforced.

**The Policy Committee recommends/motions:** That the CRB Complaint Forms be updated to ask for the Officers ID# instead of their Badge # as is currently the case.

Motion: 2<sup>nd</sup>

Vote: Motion Passes (12-1)

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**The Policy Committee recommends/motions:** That San Diego Police Department Officers provide their ID number and last name when asked.

This motion was recommendation was tabled.

**The Policy Committee recommends/motions:** That when the San Diego Police Department cites a policy in the report that the policy effective date also be included in the report.

Motion 2<sup>nd</sup>

Vote: Motion Passes (13-0)

***Board Member Alexis Torrey suggested that when there is going to be a presentation such as, this Policy Committee Report with so much information and recommendations to vote on that the Board Members receive it via email for review.***

- B. **Training Committee** – Lucy Pearson made it known to the Board that due to the other important issues before the Board, the training presentations have been postponed and will start again in January of 2013.
- C. **Outreach Committee** – Jason Kaplan reported that he went to The Jacobs Center and Tubman/Chavez Center to do some outreach. Will continue to reach out to community and have a brainstorming meeting with the Committee to get ideas regarding future outreach activities.
- D. **Recruitment & Retention Committee** – Yuki Marsden – Meeting is scheduled.
- E. **Red Binder Review** – Alexis Torrey- Deferred time to By-Laws Review.
- F. **By-Laws Review** – Nancy Vaughn
  - Update on trifurcation process:
    - o Trifurcation Table
    - o Bylaws Trifurcation In Color
    - o Bylaws 07-2012 Distribution Rev 1
    - o New Bylaws Outline

**Motion was made by the By-laws Committee** the Board approves calling a special meeting to review the By-laws.

Motion 2<sup>nd</sup>

Vote: Motion Passes (13-0)

**VII. CHAIR'S REPORT** – Jim Kaese

- A. Quarterly Report of CRB statistics will be released in October
- B. Finding is "Disagree with comment"
- C. CD of Police Policies and Procedures is available, CD of Penal Code and Peace Officers Legal Sourcebook being ordered

**VIII. EXECUTIVE DIRECTOR'S REPORT** – Danell Scarborough

- A. Quarterly Educational Reports due at end of month (July, August, September)
- B. Updates on hiring of Analyst – Analyst Interviews are currently being conducted and a decision will be made within the next month.

**IX. OLD BUSINESS**

- A. Issues and Possible Actions from CRB Special Meeting of May 5, 2012  
Addressing Trust, Respect, and Personal Focus
  - B. Reconsider zip code on case report issue – needed 10 votes to pass
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Motion made to reconsider having zip codes added to case report

Motion 2<sup>nd</sup>

Vote (4-8) Tabled to another meeting when there are enough people present to pass or fail the motion.

## **X. NEW BUSINESS**

- A. Adding vote count to complainant letters and closed-session meeting minutes.
- B. Board Member Godwin Higa suggested that a more effective seating arrangement for board members, officers, and members of the public be devised for open session meetings.
- C. Board Member Godwin Higa, suggested that the Board look into getting a confidential status from the DMV. Chair responds that the item be placed on a future agenda.

## **XI. ADJOURN 8:00 PM**

### **Materials Provided:**

- I. Minutes from CRB Open Meeting of August 28, 2012
- II. Bylaws Committee materials for review
  - a. Trifurcation Table
  - b. Bylaws Trifurcation In Color
  - c. Bylaws 07-2012 Distribution Rev 1
  - d. New Bylaws Outline
- III. Notes from Special Meeting of May 5, 2012 on Trust, Respect, Personal Focus
- IV. Bylaws Article VIII, Section 6 Voting and Quorums

Public Comment on an Action/Discussion Item: If you wish to address the Board on an item on today's agenda, please complete a speaker form (on the table near the door) and give it to the Board's Executive Director before the Board hears the agenda item. You will be called to express your comment at the time the item is heard. Please note, however, that you are not required to register your name or provide other information to the Board in order to attend our public session or to speak.

Public Comment on Committee/Staff Reports: Public comment on reports by Board Committees or staff may be heard on items which are specifically noticed on the agenda.

Public Comment on Matters Not on the Agenda: If you wish to address the Board on any matter within the jurisdiction of the Board that is not listed on today's agenda, you may do so during the PUBLIC COMMENT period during the meeting. Please complete a speaker form (on the table near the door) and give it to the Board's Executive Director. The Board will listen to your comments. However, California's open meeting laws do not permit the Board to take any action on the matter at today's meeting. At its discretion, the Board may refer the matter to staff, to a Board committee for discussion and/or resolution, or place the matter on a future Board agenda. The Board cannot hear specific complaints against named individual officers at open meetings.

Comments from individuals are limited to five (5) minutes per speaker, or less at the discretion of the Chair. At the discretion of the Chair, if a large number of people wish to speak on the same item, comment may be limited to a set period of time per item. If you would like to have an item considered for placement on a future Board agenda, please contact the Executive Director at (619) 236-6296. The Director will consult with the Board Chair who may place the item on a future Board agenda. If you or your organization would like to have the Board meet in your neighborhood or community, please call the Executive Director at (619) 236-6296.

*The information contained in this agenda is available in alternative format. To request an agenda in Braille, large print, or cassette, or to request a sign language or oral interpreter for the meeting, please call the Citizens' Review Board on Police Practices office at least five (5) working days prior to the meeting in order to ensure availability. For hearing impaired: Call TDD: (619) 236-7012.*

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